

EXHIBIT D

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

MDL NO. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

Hon. Patti B. Saris

*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT ABBOTT LABORATORIES' NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Abbott Laboratories hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,



James R. Daly
Tina M. Tabacchi
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***Counsel for Defendant
Abbott Laboratories***

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

MDL NO. 1456

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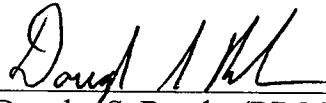
*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT AMGEN INC.'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Amgen Inc. hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,



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Of Counsel:

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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

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MDL NO. 1456

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Hon. Patti B. Saris

*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069
(D. Ariz.)

**DEFENDANTS ASTRAZENECA PHARMACEUTICALS LP'S
AND ZENECA INC.'S NOTICE OF CONSENT TO
DEFENDANT DEY, INC.'S SUPPLEMENTAL NOTICE OF REMOVAL**

Defendants AstraZeneca Pharmaceuticals LP and Zeneca Inc.¹ consent to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk

¹ The Complaint in the above-referenced action also names AstraZeneca U.S. and AstraZeneca PLC as separate defendants. AstraZeneca U.S. does not exist as an entity and has not been served. AstraZeneca PLC is a public limited holding company organized under the laws of England and Wales that must be served under the Hague Convention. AstraZeneca PLC has not been so served. AstraZeneca PLC specifically reserves all rights and arguments as to insufficient service and lack of personal jurisdiction. Notwithstanding these issues, all AstraZeneca entities whose consent to removal is required to effectuate removal do consent to removal.

of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Respectfully Submitted,

By:

A handwritten signature in black ink, appearing to read "James J. Duffy", written over a horizontal line.

Dated: October 10, 2006

D. Scott Wise (*pro hac vice*)
Michael S. Flynn (*pro hac vice*)
Kimberly D. Harris (*pro hac vice*)
James J. Duffy (*pro hac vice*)
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Nicholas C. Theodorou (BBO # 496730)
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ATTORNEYS FOR ASTRAZENECA
PHARMACEUTICALS LP AND
ZENECA INC.

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
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Hon. Patti B. Saris

*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT WARRICK PHARMACEUTICALS CORPORATION'S
NOTICE OF CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Warrick Pharmaceuticals Corporation hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Respectfully submitted,



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(617) 951-7000

Attorneys for Warrick Pharmaceuticals Corp.

Dated: October 10, 2006

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESale PRICE
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*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT SCHERING-PLOUGH CORPORATION'S
NOTICE OF CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Schering-Plough Corporation hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Respectfully submitted,



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Ropes & Gray LLP

One International Place

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(617) 951-7000

Attorneys for Schering-Plough Corporation

Dated: October 10, 2006

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
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Hon. Patti B. Saris

*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT TAP PHARMACEUTICAL PRODUCTS INC.'S
NOTICE OF CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant TAP Pharmaceutical Products Inc. hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,



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***Attorneys for Defendant TAP
Pharmaceutical Products Inc.***

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
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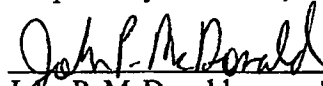
*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT B. BRAUN MEDICAL INC.'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant B. Braun Medical Inc. hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,



John P. McDonald
Texas Bar No. 13549090

C. Michael Moore
Texas Bar No. 14323600
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(214) 740-8800 (Fax)

W/permission by Clerk

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

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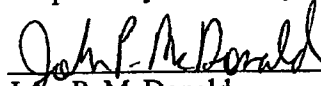
*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT B. BRAUN MEDICAL INC.'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant B. Braun Medical Inc. hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,



John P. McDonald
Texas Bar No. 13549090

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LOCKE LIDDELL & SAPP LLP
2200 Ross Avenue, Suite 2200
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(214) 740-8000
(214) 740-8800 (Fax)

W/permission by [signature]

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
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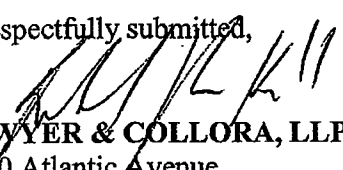
*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANTS BRISTOL-MEYERS SQUIBB CO.'s, ONCOLOGY
THERAPEUTICS NETWORK CORPS.'s AND APOTHECON, INC.'s NOTICE
OF CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendants Bristol-Meyers Squibb, Oncology Therapeutics Network
Corps. and Apothecon, Inc. hereby serve notice that they consent to Defendant Dey,
Inc.'s Supplemental Notice of Removal of this action to the United States District Court
for the District of Arizona. This action was transferred to this Court by the Judicial Panel
on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel
on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,


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Of Counsel:

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*Attorneys for Defendants Bristol-Myers
Squibb Co., Oncology Therapeutics Network
Corp. and Apothecon, Inc.*

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
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Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**NOTICE OF CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL BY
DEFENDANTS PHARMACIA CORPORATION AND PHARMACIA & UPJOHN**

Defendants Pharmacia Corporation and Pharmacia & Upjohn, Inc. hereby serve notice that they consent to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,

SNELL & WILMER, L.L.P.

By 

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
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Hon. Patti B. Saris

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Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT MERCK & CO., INC.'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Merck & Co., Inc. hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

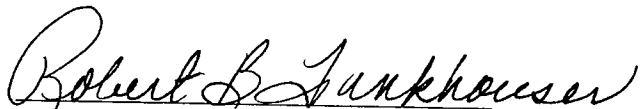
Dated: October 10, 2006

Respectfully submitted,

Of Counsel

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Admitted Pro Hac Vice

**Attorneys for Defendants Sicor, Inc. and
Gensia Sicor Pharmaceuticals, Inc.**

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

THE STATE OF ARIZONA *ex rel.* TERRY
GODDARD,

Plaintiff,

vs.

ABBOTT LABORATORIES; AMGEN
INC.; APOTHECON, INC.;
ASTRAZENECA, PLC; ASTRAZENECA
U.S.; ASTRAZENECA
PHARMACEUTICALS L.P.; AVENTIS
PHARMACEUTICALS, INC.; AVENTIS
BEHRING L.L.C.; B. BRAUN MEDICAL
INC.; BAXTER INTERNATIONAL INC.;
BAXTER HEALTHCARE
CORPORATION; BAYER
CORPORATION; BEDFORD
LABORATORIES; BEN VENUE
LABORATORIES, INC.; BOEHRINGER
INGELHEIM PHARMACEUTICALS, INC.;

No. CV 2006-0045-PHX-ECH

**DEFENDANTS SICOR, INC.'S
AND GENSIA SICOR
PHARMACEUTICALS, INC.'S'
NOTICE OF CONSENT TO
REMOVAL**

(Assigned to the Honorable Roslyn
O. Silver)

1 BIOGEN IDEC U.S.; BRISTOL-MYERS)
 SQUIBB CO.; CENTOCOR, INC.; DEY,)
 2 INC.; FUJISAWA HEALTHCARE, INC.;)
 FUJISAWA USA, INC.; GENSLIA INC.;)
 3 GENSLIA SICOR PHARMACEUTICALS,)
 INC.; GLAXOSMITHKLINE, P.L.C.;)
 4 GLAXOWELLCOME, INC.; HOECHST)
 MARION ROUSSEL, INC.; IMMUNEX)
 5 CORPORATION; JANSSEN)
 PHARMACEUTICA PRODUCTS, L.P.;)
 6 JOHNSON & JOHNSON; MCNEIL-PPC,)
 INC.; MERCK & CO., INC.; ONCOLOGY)
 7 THERAPEUTICS NETWORK CORP.;)
 ORTHO BIOTECH; PHARMACIA)
 8 CORPORATION; PHARMACIA &)
 UPJOHN, INC.; RHONE-POULENC)
 9 RORER, S.A.; ROXANNE)
 LABORATORIES, INC.; SCHERING-)
 10 PLOUGH CORPORATION; SICOR, INC.;)
 SMITHKLINE BEECHAM)
 11 CORPORATION; TAP)
 PHARMACEUTICAL PRODUCTS, INC.;)
 12 WARRICK PHARMACEUTICALS)
 CORPORATION; WATSON)
 13 PHARMACEUTICALS, INC.; ZENECA,)
 INC. and DOES 1 through 100; DOES 101-)
 14 125; DOES 126-150 an DOES 151-200)
)
 15 Defendants.)
)

16
 17
 Pursuant to 28 U.S.C. § 1441 *et seq.*, Defendant Sicor Inc., f/d/b/a Gensia, Inc.
 18 and Gensia Sicor Pharmaceuticals Inc., hereby renew their consent to the removal of
 19 this civil action from the Superior Court of the State of Arizona in and for the County
 20 of Maricopa, to the United States District Court for the District of Arizona.¹ By
 21 submitting this Notice of Consent, these Defendants do waive any defense to the
 22 Complaint, including but not limited to lack of service, improper service or lack of
 23 personal jurisdiction.
 24

25
 26 ¹ Defendant Sicor Inc., f/d/b/a Gensia, Inc. and Gensia Sicor Pharmaceuticals Inc. joined in and
 consented to the Notice of Removal filed with this Court on January 10, 2006.

1 RESPECTFULLY SUBMITTED this 10th day of October, 2006.

2 Elizabeth I. Hack
3 SONNENSCHIN, NATH & ROSENTHAL
4 1301 K Street, N.W.
5 Suite 600, East Tower
6 Washington, DC 20005-3364
7 Telephone: (202) 408-9236
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9 *Admitted Pro Hac Vice*

10 Lydia A. Jones, No. 017178
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15 Tel: (602) 852-5582
16 Fax: (602) 852-5570
17 laj@rogerstheobald.com

18 **Attorneys for Defendants Sicor Inc. f/d/b/a**
19 **Gensia, Inc., Gensia Sicor Pharmaceuticals Inc.**

20 By /s/ Lydia A. Jones
21 Lydia A. Jones
22
23
24
25
26

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESale PRICE
LITIGATION

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Ariz.)

**DEFENDANT FUJISAWA'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendants Fujisawa USA, Inc. and Fujisawa HealthCare, Inc. hereby serve notice that they consent to the Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,

REED SMITH LLP

By:



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(202) 414-9299 (fax)

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Attorneys for Defendants Fujisawa
USA, Inc. and Fujisawa Healthcare,
Inc.

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

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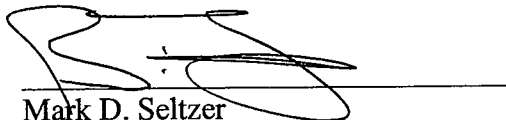
**DEFENDANT SMITHKLINE BEECHAM CORPORATION'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant SmithKline Beecham Corporation d/b/a GlaxoSmithKline hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona.¹ This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

¹ In addition to "SmithKline Beecham Corporation," Plaintiff's Complaint names as Defendants the entities "Glaxo Wellcome, Inc." and "GlaxoSmithKline P.L.C." Glaxo Wellcome Inc. no longer exists, as it was previously merged into SmithKline Beecham Corporation to form SmithKline Beecham Corporation d/b/a GlaxoSmithKline. GlaxoSmithKline P.L.C. has not been properly served in this action. Although not required to do so, GlaxoSmithKline P.L.C. hereby consents, through undersigned counsel, to the removal of this action. Undersigned counsel is appearing for GlaxoSmithKline P.L.C. for the limited purpose of this removal and does not waive any rights, defenses or objections, including those related to service of process and jurisdiction, which GlaxoSmithKline P.L.C. might assert.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M. Seltzer', is written over a horizontal line.

Mark D. Seltzer
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10 St. James Avenue
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Of Counsel:

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Facsimile: 202.662.6291

Frederick G. Herold
DECHERT LLP
1117 California Avenue
Palo Alto, CA 94304
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Facsimile: 650.813.4848

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
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Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**BOEHRINGER DEFENDANTS' NOTICE OF CONSENT
TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendants Ben Venue Laboratories, Inc.,¹ Boehringer Ingelheim Pharmaceuticals, Inc., and Roxane Laboratories, Inc. hereby serve notice that they consent to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 10, 2006

¹ The Complaint also names Bedford Laboratories as a separate defendant. Bedford Laboratories is not a separate entity and has not been served. Rather, Bedford Laboratories is a division of Ben Venue Laboratories, Inc., which has also been named as a defendant. In any event, all Boehringer-related entities, whether or not properly named or served, consent to Dey, Inc.'s Supplemental Notice of Removal.

Respectfully submitted,

s/Brian P. Kavanaugh

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*On behalf of Defendants Ben Venue
Laboratories, Inc., Boehringer Ingelheim
Pharmaceuticals, Inc., and Roxane
Laboratories, Inc.*

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Attorneys for Defendants Centocor, Inc.; Janssen
Pharmaceutica, Inc.; Johnson & Johnson;
McNeil-PPC, Inc.; Ortho Biotech Products LP

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

The State of Arizona *ex. rel.* Terry Goddard,

PLAINTIFF,

VS.

Abbott Laboratories; Amgen Inc.; Apothecon,
Inc.; AstraZeneca, PLC; AstraZeneca U.S.;
AstraZeneca Pharmaceuticals L.P.; Aventis
Pharmaceuticals, Inc.; Aventis Behring L.L.C.; B.
Braun Medical Inc.; Baxter International Inc.;
Baxter Healthcare Corporation; Bayer
Corporation; Bedford Laboratories; Ben Venue
Laboratories, Inc.; Boehringer Ingelheim
Pharmaceuticals, Inc.; Biogen Idec U.S.; Bristol-
Myers Squibb Co.; Centocor, Inc.; Dey, Inc.;
Fujisawa Healthcare, Inc.; Fujisawa USA, Inc.;
Gensia Inc.; Gensia Sicor Pharmaceuticals, Inc.;
Glaxosmithkline, P.L.C.; Glaxowellcome, Inc.;
Hoechst Marion Roussel, Inc.; Immunex
Corporation; Janssen Pharmaceutica Products,
L.P.; Johnson & Johnson; McNeil-PPC, Inc.;
Merck & Co., Inc.; Oncology Therapeutics
Network Corp.; Ortho Biotech; Pharmacia
Corporation; Pharmacia & Upjohn, Inc.; Rhone-
Poulenc Rorer, S.A.; Roxanne Laboratories, Inc.;
Schering-Plough Corporation; Sicor, Inc.;
Smithkline Beecham Corporation; TAP
Pharmaceutical Products, Inc.; Warrick

Case No.:
CV06-0045-PHX-ROS

**DEFENDANTS CENTOCOR,
INC.; JANSSEN
PHARMACEUTICA, INC.;
JOHNSON & JOHNSON;
MCNEIL-PPC, INC.; AND
ORTHO BIOTECH PRODUCTS
L.P.'S**

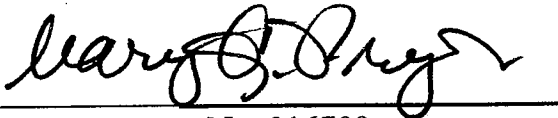
**NOTICE OF CONSENT TO &
JOINDER IN DEFENDANT
DEY, INC.'S SUPPLEMENTAL
NOTICE OF REMOVAL**

1 Pharmaceuticals Corporation; Watson
2 Pharmaceuticals, Inc.; Zeneca, Inc. and Does 1
3 through 100; Does 101-125; Does 126-150 and
4 Does 151-200,
Defendants.

5 Notice is hereby given that Defendants Centocor, Inc.; Janssen
6 Pharmaceutica, Inc. (incorrectly named in the Complaint as Janssen Pharmaceutica
7 Products, L.P.); Johnson & Johnson; McNeil-PPC, Inc.; and Ortho Biotech Products L.P.,
8 hereby consent to and join in Defendant Dey, Inc.'s Supplemental Notice of Removal of
9 this action to the United States District Court for the District of Arizona. This action was
10 transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in
11 the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.
12

13 RESPECTFULLY SUBMITTED this 10th day of October, 2006.

14 THE CAVANAGH LAW FIRM, P.A.

15 By 

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23 Janssen Pharmaceutica Products, L.P.; Johnson
24 & Johnson; McNeil-PPC, Inc.; Ortho Biotech
25 Products LLP
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1 Of Counsel for These Defendants:

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8 Attorneys for Defendants Centocor, Inc.; Janssen
9 Pharmaceutica, Inc.; Johnson & Johnson;
10 McNeil-PPC, Inc.; Ortho Biotech Products LP

11
12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE DISTRICT OF ARIZONA

14 The State of Arizona *ex. rel.* Terry Goddard,

15 PLAINTIFF,

16 VS.

17 Abbott Laboratories; Amgen Inc.; Apothecon,
18 Inc.; AstraZeneca, PLC; AstraZeneca U.S.;
19 AstraZeneca Pharmaceuticals L.P.; Aventis
20 Pharmaceuticals, Inc.; Aventis Behring L.L.C.; B.
21 Braun Medical Inc.; Baxter International Inc.;
22 Baxter Healthcare Corporation; Bayer
23 Corporation; Bedford Laboratories; Ben Venue
24 Laboratories, Inc.; Boehringer Ingelheim
25 Pharmaceuticals, Inc.; Biogen Idec U.S.; Bristol-
26 Myers Squibb Co.; Centocor, Inc.; Dey, Inc.;
27 Fujisawa Healthcare, Inc.; Fujisawa USA, Inc.;
28 Gensia Inc.; Gensia Sicor Pharmaceuticals, Inc.;
Glaxosmithkline, P.L.C.; Glaxowellcome, Inc.;
Hoechst Marion Roussel, Inc.; Immunex
Corporation; Janssen Pharmaceutica Products,
L.P.; Johnson & Johnson; McNeil-PPC, Inc.;
Merck & Co., Inc.; Oncology Therapeutics
Network Corp.; Ortho Biotech; Pharmacia
Corporation; Pharmacia & Upjohn, Inc.; Rhone-
Poulenc Rorer, S.A.; Roxanne Laboratories, Inc.;
Schering-Plough Corporation; Sicor, Inc.;
Smithkline Beecham Corporation; TAP
Pharmaceutical Products, Inc.; Warrick

Case No.:
CV06-0045-PHX-ROS

**DEFENDANTS CENTOCOR,
INC.; JANSSEN
PHARMACEUTICA, INC.;
JOHNSON & JOHNSON;
MCNEIL-PPC, INC.; AND
ORTHO BIOTECH PRODUCTS
L.P.'S**

**NOTICE OF CONSENT TO &
JOINDER IN DEFENDANT
DEY, INC.'S SUPPLEMENTAL
NOTICE OF REMOVAL**

1 Pharmaceuticals Corporation; Watson
2 Pharmaceuticals, Inc.; Zeneca, Inc. and Does 1
3 through 100; Does 101-125; Does 126-150 and
4 Does 151-200,
Defendants.

5 Notice is hereby given that Defendants Centocor, Inc.; Janssen
6 Pharmaceutica, Inc. (incorrectly named in the Complaint as Janssen Pharmaceutica
7 Products, L.P.); Johnson & Johnson; McNeil-PPC, Inc.; and Ortho Biotech Products L.P.,
8 hereby consent to and join in Defendant Dey, Inc.'s Supplemental Notice of Removal of
9 this action to the United States District Court for the District of Arizona. This action was
10 transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in
11 the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.
12

13 RESPECTFULLY SUBMITTED this 10th day of October, 2006.

14 THE CAVANAGH LAW FIRM, P.A.

15
16 By 

17 Mary G. Pryor, No. 016709
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24 Attorneys for Defendants Centocor, Inc.;
25 Janssen Pharmaceutica Products, L.P.; Johnson
26 & Johnson; McNeil-PPC, Inc.; Ortho Biotech
27 Products LLP
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1 Of Counsel for These Defendants:

2 William F. Cavanaugh
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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

MDL NO. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

Hon. Patti B. Saris

*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT BAXTER HEALTHCARE CORPORATION AND BAXTER
INTERNATIONAL INC.'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Baxter Healthcare Corporation and Baxter International, Inc.
hereby serve notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of
Removal of this action to the United States District Court for the District of Arizona.
This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation
by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation
on June 16, 2006.

Dated: October 10, 2006

Respectfully submitted,

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL NO. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

Hon. Patti B. Saris

*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT AVENTIS BEHRING LLC's (N/K/A ZLB BEHRING, LLC) NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Aventis Behring LLC, now known as ZLB Behring, LLC, hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Respectfully submitted,

AVENTIS BEHRING LLC,
N/K/A ZLB BEHRING, LLC
By its Attorneys,



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Aimée E. Bierman (BBO #640385)

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Dated: October 10, 2006

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

MDL NO. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

Hon. Patti B. Saris

*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT AVENTIS PHARMACEUTICALS INC.'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Aventis Pharmaceuticals Inc. ("Aventis") hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

The Complaint also names Rhone-Poulenc Rorer, S.A. and Hoechst Marion Roussel, Inc. as separate defendants and as corporations related to Aventis. Rhone-Poulenc Rorer, S.A. and Hoechst Marion Roussel, Inc. no longer exist as separate entities and have not been served. In any event, Aventis Pharmaceuticals Inc. and all related entities, whether or not properly named or served, consent to removal.

Respectfully submitted,

AVENTIS PHARMACEUTICALS INC.

By its Attorneys,



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(816) 474-6550

Dated: October 10, 2006

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

MDL NO. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

Hon. Patti B. Saris

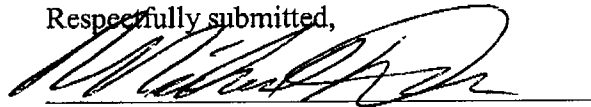
*The State of Arizona ex rel. Terry Goddard v.
Abbott Laboratories, Inc.*, 06-CV-11069 (D.
Ariz.)

**DEFENDANT BAYER CORPORATION'S NOTICE OF
CONSENT TO DEFENDANT DEY, INC.'S
SUPPLEMENTAL NOTICE OF REMOVAL**

Defendant Bayer Corporation hereby serves notice that it consents to Defendant Dey, Inc.'s Supplemental Notice of Removal of this action to the United States District Court for the District of Arizona. This action was transferred to this Court by the Judicial Panel on Multidistrict Litigation by Order filed in the Office of the Clerk of the Judicial Panel on Multidistrict Litigation on June 16, 2006.

Dated: October 11, 2006

Respectfully submitted,



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Attorneys for Bayer Corporation